

2188 7/A PATENT Ellman 5-7-04

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Bolt, et al.

Serial No:

10/072,527

Filed:

February 5, 2002

For:

STORAGE SYSTEM UTILIZING AN ACTIVE

SUBSET OF DRIVES DURING DATA

STORAGE AND RETRIEVAL OPERATIONS

Examiner:

Verbrugge, Kevin

Attorney Docket:

Q02-1037-US1 / 11198.82

RECEIVED

Art Unit

3654

## AMENDMENT AND RESPONSE TO OFFICE ACTION

APR 2 9 2004

Technology Center 2100

Mail Stop Non-Fee Amendments Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This amendment and response is to the Office Action dated February 13, 2004, having a shortened statutory period for response set to expire on May 13, 2004. This amendment and response is timely filed within the three month period for response. Please amend the above-captioned patent application as set forth below:

## **CERTIFICATE OF MAILING UNDER 37 CFR §1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class, postage prepaid mail, in an envelope addressed to: Mail Stop Non-Fee Amendments, Commissippler for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this the 21<sup>st</sup> day of April, 2004.

JAMES P. BRODER, Attorney for Applicant--Registration No. 43,514

APR 26 ZONA EN LANGE TRADENERS

AMENDMENT TRANSMITTAL LETTER							torney Docket 2-1037-US1 / 1198.82	
Application Serial Number:		Filing Date:		Examiner:			Group Art Unit:	
10/072,527		February 5, 2002		Verbrugge			3654	
TO THE COMM	OURING DATA ISSIONER OF	STORAC PATENT	GE AND RE	ETR DE	RIEVAL OF MARKS:	ERAT		-
Transmitted herew calculated as show		nent in the	above-ident	ifie	d application	n. The	fee has been	
CLAIMS AS AMENDED								
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		NUMBER OF EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	38	MINUS	38		0	\$18	\$0	
INDEP. CLAIMS	4	MINUS	4		0	\$86	\$0	
Petition is hereby made under 37 CFR 1.136(a) to extend the time for response to the  Office Action of to and through, comprising RECEI  extension of the shortened statutory period of:  one month (\$110) three months (\$950)  two months (\$420) four months (\$1,480)  APR 2 9								2004
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT Technology Co								enter 21
Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.								
X No additional fe	e is required.							
any filing fees u	er is hereby authorion or credit any onder 37 CFR 1.16 under 37 CFR 1.17	verpayment for the pres	t to Deposit A	Acco	ount No. 50-1	141, pe	ertaining to 1)	
X Any additional e which have not b	extension of time re been previously pa						ne fees for	

CERTIFICATE OF MAILING: I hereby certify that this correspondence and all correspondence identified as accompanying this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Non-Fee Amendments, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 21, 2004.

. Broder, Reg. No. 43,514

4/21/04 Date

James P. Broder, Reg. No. 43,514